

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,
Plaintiff,
v.
GIDEON THOMAS BEWLEY,
Defendant.

Case No. 2:19-CR-009-RSL

ORDER GRANTING
UNOPPOSED MOTION TO
CONTINUE TRIAL AND
PRETRIAL MOTIONS
DATES

This matter comes before the Court on defendant Gideon Thomas Bewley's "Unopposed Motion to Continue Trial and Pretrial Motions Deadlines." Dkt. #20. Having considered the facts set forth in the motion, and defendant's knowing and voluntary waiver, the Court finds as follows:

1. The Court adopts the facts set forth in the unopposed motion; specifically, that defense counsel needs additional time to review the discovery produced by the government on February 1, 2019. The Court accordingly finds that a failure to grant a continuance would deny counsel, and any potential future counsel, the reasonable time necessary for effective preparation, taking into account the exercise of due diligence, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(iv).

2. The Court finds that a failure to grant a continuance would likely result in a miscarriage of justice, as set forth in 18 U.S.C. § 3161(h)(7)(B)(i).

1 3. The Court finds that the additional time requested between March 25, 2019, and
2 the proposed trial date of September 23, 2019 is a reasonable period of delay, as defense counsel
3 needs additional time to review discovery. The Court finds that this additional time is necessary
4 to provide defense counsel reasonable time to prepare for trial, considering all the facts set forth
5 above.

6 4. The Court further finds that this continuance would serve the ends of justice, and
7 that these factors outweigh the best interests of the public and defendant in a speedier trial,
8 within the meaning of 18 U.S.C. § 3161(H)(7)(A).

9 5. Defendant has signed a waiver indicating that he has been advised of his rights to
10 a speedy trial and that, after consulting with counsel, he has knowingly and voluntarily waived
11 that right and consented to the continuation of his trial to a date up to and including October 21,
12 2019, Dkts. #21, which will permit trial to start on September 23, 2019, per defense counsel's
13 request.

14 IT IS HEREBY ORDERED that the trial date be continued from March 25, 2019 to
15 September 23, 2019.

16 IT IS FURTHER ORDERED that the pretrial motions cutoff date be continued to August
17 12, 2019.

18 IT IS FURTHER ORDERED that the period of time from the current trial date of March
19 25, 2019, up to and including October 21, 2019, shall be excludable time pursuant to the 18
20 U.S.C. § 3161, *et seq.* The period of delay attributable to this filing and granting of this motion
21 is excluded for speedy trial purposes pursuant to 18 U.S.C. §§ 3161(h)(1)(D), (h)(7)(A), and
22 (h)(7)(B).

23 DATED this 25th day of February, 2019.

24 

25 Robert S. Lasnik
26 United States District Judge